

## **Bernstein 4**

### Notice of Assessment

Please take notice that on this 16<sup>th</sup> day of April 2009, pursuant to Sections 1.02, 2.03 and 2.04 of the Environmental Conservation and Chemical Corporation Trust Fund Agreement, the Trustees of the Environmental Conservation and Chemical Corporation Trust Fund (the "Trust"), hereby request payment to the Trust by each Trust Settlor of the amount set forth in Attachment 1.

Each payment may be made by check or by wire transfer. Wire transfer instructions are set forth below.

Name of Bank: Citibank N.A.  
  
Bank Address: 1101 Pennsylvania Avenue, N.W.  
Suite 900  
Washington, D.C. 20004  
  
ABA Routing: #254070116  
  
Account Number: 15183841  
  
Account Name: Environmental Conservation Chemical  
Corporation Trust Fund  
  
Attention: Marilyn McKinnon

In order to insure proper credit of a wire transfer, please ask your bank to obtain and provide to you a "Fed. Reference Number" for your wire transfer.

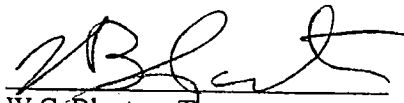
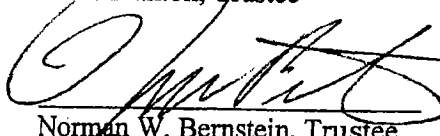
As provided in the Trust, each payment must be accompanied by a completed "Contribution Form". A copy of the form is attached as Attachment 2 to this Notice.

In the event payment is made by wire transfer, the Contribution Form should be sent to the offices of N.W. Bernstein & Associates LLC, 800 Westchester Avenue, Suite N319, Rye Brook, New York, 10573 accompanied by a copy of the wire transfer instruction that you sent to your bank and the Fed. Reference Number that you received from your bank. In that way, we can be sure that you receive credit for the wire transfer that you have sent.

In the event payment is made by check, the check should be made payable to the "Environmental Conservation and Chemical Corporation Trust Fund". The Contribution Form should physically accompany the check and both the check and contribution form should be sent to N.W. Bernstein & Associates, LLC at 800 Westchester Avenue, Suite N319, Rye Brook, New York, 10573.

The payment is due within thirty (30) days of your receipt of this notice.

Thank you.

  
W.C. Blanton, Trustee  
Norman W. Bernstein, Trustee

## **ATTACHMENT 1**

Privileged and Confidential  
April 2009 Assessment

<u>Company Name</u>	<u>Percentage</u>	<u>\$500,000</u>
A.O. Smith Corporation	0.8191	\$4,096
Ahlstrom Filtration, Inc. (Southern Specialties)	1.7482	\$8,741
ALCOA (Aluminum Co. of America Warrick Operations and Rea Magnet Wire Company)	5.7128	\$28,564
American Telephone & Telegraph Co. (& its subsidiaries, including Western Electric Co., Inc.)	2.4562	\$12,281
Arvin Industries, Inc.	5.4002	\$27,001
Batesville Casket Company, Inc.	2.2612	\$11,306
Beamis Company, Inc. (Beamis Bag)	2.7596	\$13,798
Beazer Materials and Services, Inc. (Koppers Company, Inc.)	2.6633	\$13,317
Bridgestone/Firestone, Inc. (Firestone Industrial Products)	2.8902	\$14,451
Chase Packaging Corporation (Chase Bag Company) (Union Camp)	0.5086	\$2,543
Cintech Industrial Coatings, Inc. (Cincinnati Varnish)(Foy-Johnston, Inc.)	1.1832	\$5,916
Daimler Trucks North America LLC (formerly Freightliner, LLC)	3.6244	\$18,122
Emhart Industries, Inc. (USM and Bailey)	2.0830	\$10,415
Exxon Mobil (Mobil Oil Corporation)	3.9752	\$19,876
Ford Motor Company	3.8200	\$19,100
General Electric Company including RCA	5.2913	\$26,456
General Motors Corporation (GKC-Delco Electronics/Delco)	12.5182	\$62,591
H C Industries, Inc.	0.4933	\$2,467
Honeywell, Inc.	3.2667	\$16,333
Jones Chemical, Inc.	4.1302	\$20,651
Kimberly-Clark Corporation (Brown-Bridge Division)	2.2626	\$11,313
Kurfees Coatings, Inc. (Louisville Varnish Company)	0.9019	\$4,509
Ludlow Corporation (Tyco International Ltd.)	4.6120	\$23,060
Marathon Ashland Petroleum, LLC (Marathon Oil/Marathon Pipe Line Co.)	2.3581	\$11,790
Pratt & Lambert, Inc.	2.7288	\$13,644
RCA with GE	2.4771	\$12,385
S.C. Johnson, Inc. (Drackett-Lenk)	4.1761	\$20,880
Solvents Recovery Srv NJ (SRS & C.R. Bard)	1.5050	\$7,525
Standard Paints, Inc.	0.3841	\$1,921
Stolle Corporation	0.6254	\$3,127
The Kendall Company	3.4460	\$17,230
Union Carbide Chemicals and Plastics Company, Inc. (Union Carbide Corporation)	3.5473	\$17,736
Waste Research & Reclamation Company, Inc.	2.3471	\$11,736
Whittier Corporation (Dayton Coatings and Chemicals)	1.0241	\$5,120
	<b>100.0005</b>	<b>\$500,000</b>

## **ATTACHMENT 2**

ATTACHMENT 2

ENVIRONMENTAL CONSERVATION AND CHEMICAL CORPORATION SITE  
TRUST FUND

CONTRIBUTION FORM

TO: Environmental Conservation and Chemical Corporation Site Trust Fund Trustees

1. The undersigned hereby contributes \$\_\_\_\_\_ to the  
Environmental Conservation and Chemical Corporation Site Trust Fund (by certified  
check or wire transfer).
2. For purposes of receiving any notices pursuant to Section 5.04 of the Trust  
Agreement, the address of the undersigned or its authorized agent to receive said notices  
shall be as follows until written notice to the contrary is delivered to the Trustees:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

The undersigned does not hereby admit, accept, or intend to acknowledge any  
liability or fault with respect to any matter arising out of or relating to the Environmental  
Conservation and Chemical Corporation Site.

\_\_\_\_\_  
Company

\_\_\_\_\_  
Signatory

\_\_\_\_\_  
Title of Signatory

\_\_\_\_\_  
Date

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re:

GENERAL MOTORS  
CORPORATION, *et al.*,

Debtors.

Chapter 11

Case No. 09-50026 (REG)

(Jointly Administered)

**CERTIFICATE OF SERVICE**

I, Kathryn Whisenhunt, hereby certify that on this 18th day of June 2009, I caused a true copy of the Limited Objection of the Environmental Conservation and Chemical Corporation Site Trust Fund ("The Trust") to the Master Sale and Purchase Agreement with Vehicle Acquisition Holdings LLC, a U.S. Treasury-sponsored purchaser dated June 18, 2009, and the accompanying Affirmation in support thereof to be served on all registered parties through the CM/ECF system for the United States Bankruptcy Court for the Southern District of New York and to the following via e-mail (where applicable) or by facsimile (where no e-mail address was available) and by first class mail as follows:

Weil, Gotshal & Manges LLP  
Attn: Harvey R. Miller, Esq.,  
Stephen Karotkin, Esq.,  
Joseph H. Smolinsky, Esq.  
767 Fifth Avenue  
New York, NY 10153

Cadwalader, Wickersham & Taft, LLP  
Presidential Task Force  
Attn: John J. Rapisardi, Esq.  
One World Financial Center  
New York, NY 10281

Kramer Levin Naftalis & Frankel LLP  
Attn: Gordon Z. Novod, Esq.,  
Thomas Moers Mayer, Esq.  
1177 Avenue of the Americas  
New York, NY 10036

Cleary Gottlieb Steen & Hamilton, LLP  
Attn: James L. Bromley, Esq.  
One Liberty Plaza  
New York, NY 10281



Cohen, Weiss and Simon, LLP  
Attn: Babette Ceccotti, Esq.  
330 W. 42<sup>nd</sup> Street  
New York, NY 10036

Vedder Price, P.C.  
Attn: Michael J. Edelman, Esq.,  
Michael L. Schein, Esq.  
1633 Broadway, 47<sup>th</sup> Floor  
New York, NY 10019

Office of the United States Trustee for the  
Southern District of New York  
Attn: Diana G. Adams, Esq.  
33 Whitehall Street, 21<sup>st</sup> Floor  
New York, NY 10004

U.S. Attorney's Office  
S.D.N.Y.  
Attn: David S. Jones, Esq.,  
Matthew L. Schwartz, Esq.  
86 Chambers Street, 3<sup>rd</sup> Floor  
New York, NY 10007

*/s/ Kathryn Whisenhunt*

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Kathryn Whisenhunt  
An Employee of N.W. Bernstein & Associates, LLC